

Date: June 9, 2016
Time: 6:30 p.m.
Place: Willard City Hall, 80 W 50 S, Willard, UT 84340
Attendance: Mayor Pro-Tem Del Fredde, Council members Robert Beebe, Josh Braegger, and Jared Profaizer; City Recorder Teri Fellenz, City Planner Bryce Wheelwright, City Attorney Kevin McGaha

Excused: Mayor Kenneth Braegger, Council member Crossley

Others: (see attached for others)

1. Call to Order

- a. Invocation
- b. Pledge of Allegiance

2. Open Comment Period (Individuals have three minutes for open comments. If required, items may be referred to department heads for resolution. Items requiring action by the City Council will be placed on the agenda for a future meeting.) No public comment was received.

3. Business

- a. City Attorney – Kevin McGaha- Discussion on Crown Castle’s proposed agreement for granting an easement on city property housing a cellular tower and equipment. City Attorney Kevin McGaha presented the attached agreement from Crown Castle who manages the lease of the cellular tower located on the east side of town on City property. He explained the current agreement is a lease that automatically renews for six-5 year terms and there is a 5% increase in the lease payment which is currently a little over \$700 per month. The agreement was signed in 2010 so is in effect until 2040. Their proposal is a permanent easement for 100 years. He explained the purchase and that they are trying to be able to add carriers with the security the leases will not be terminated. Kevin also explained he would like to request a stronger reversion clause that specifies if they default the City would not have to go into foreclosure processes. A brief discussion was held.

Council member Profaizer made a motion to table the item, seconded by Council member Beebe. The motion carried:

***Council member Beebe – yes
Council member Fredde – yes***

Council member Profaizer – yes

- b. Planning Commission Report –
 - 1) Discussion of the proposed Trail Ordinance – regulating use of City trails. City Planner Bryce Wheelwright explained there have been a couple of comments regarding proposed changes that have not yet been incorporated. The numbering also needs yet to be changed to a General Ordinance instead of a Zoning Ordinance.

Council member Beebe made a motion to table the item, seconded by Council member Profaizer. The motion carried:

***Council member Beebe – yes
Council member Fredde – yes***

Council member Profaizer – yes

- c. Approval of minutes: The Minutes of the May 26, 2016, meeting were individually reviewed.

Council member Profaizer made a motion to approve the minutes as written. The motion was seconded by Council member Beebe

***Council member Beebe – yes Council member Profaizer – yes
Council member Fredde – yes***

- d. Financial – The vouchers and warrants were presented to the Council for approval. The reports were individually reviewed.

Public Hearing – To hear public comment on the proposed 2016-17 Fiscal Year Budget

Mayor Pro-Tem Fredde opened the Public Hearing to hear public comment on the 2016-17 Fiscal Year proposed budget. No public comment was received.

- 1) Vouchers
- 2) Reports
- 3) Consideration of RESOLUTION 2016- 9 APPROVING THE PROPOSED 2016-17 FISCAL YEAR BUDGET AND SETTING THE CERTIFIED TAX RATE.

Council member Profaizer made a motion to approve Resolution 2016-9 approving the 2016-17 Fiscal Year Budget and it was seconded by Council member Beebe. The motion carried:

***Council member Beebe – yes Council member Profaizer – yes
Council member Fredde – yes***

- 4) Review of Proposed Changes to the 2015-16 Fiscal year Budget and set for public hearing. City Recorder Teri Fellenz reported on some proposed changes to the current budget including the Capital Improvement fund to account for the expenditures and income from the Debris Basin Project. A public hearing will be set for the next meeting for final changes.

4. Department Reports

6:55 Council member Braegger arrived.

- a. Maintenance Department
- 1) Request for approval of expenses – Sandblasting and painting dump truck bed - \$1,800, steel for sander storage \$680. Council member Beebe presented a request for the expenditures to paint the bed of the 1999 International and purchase steel for the storage of the sander.

Council member Beebe made a motion approve \$1,800 for the sanding and painting of the dump truck bed and \$680 for the purchase of steel for sander storage. The motion was seconded by Council member Braegger. The motion

carried:

Council member Beebe – yes
Council member Fredde – yes

Council member Profaizer – yes
Council member Braegger – yes

- b. Police Department – Chief Loveland reported she will be working on the request to purchase a new computer to replace one that is no longer working in the office and she is also working on quotations for replacement of the two Dodge Ram police vehicles.

Chief Loveland then reported they have been busy. At the end of May last year there were 249 cases and 7 accidents reported. This year for the same time period there are 370 cases and 17 accidents. That does not include accidents along Highway 89, Interstate 15 or State Road 315 which the Highway Patrol respond to.

Chief Loveland then urged the Council to consider closing the trails and parks at night. She stated they are already seeing increased traffic at the dike and evidence of unwanted activity and trash including things such as soiled diapers.

- c. Fire Department – Chief Mund reported on calls they have responded to including a structure fire on 200 West and traffic accident at SR 315. He stated they have been busy. He also reported they will be shooting the fireworks from the East Park.

5. Council members

- a. Robert Beebe

- 1) Special District for Sewer Plant – Council member Beebe reported he has been looking into forming a Special Service District for the Sewer Treatment Plant. He stated they need to get with the Perry City Council to see if they would be interested in the option.

Council member Beebe then explained the problems they are seeing with the Granite Ridge development improvements. He stated they need to get with the City Engineer and make sure they are completed to City Standards. City Planner Bryce Wheelwright stated they need to get it right.

- b. Mike Crossley

- c. Del Fredde

- 1) Discussion and possible decision of hiring Jay R. Whimpey as back up Sewer Operator for the Willard/Perry Wastewater Treatment Facility. Council member Fredde stated they would discuss this item after the others completed their reports.

- d. Josh Braegger

- 1) Debris Basin Project report – Council member Braegger reported on the progress of the project and schedule of the bridge installation. He then reported on the Flood Control Board and the new State Storm Water requirements for building permits. Maintenance Supervisor Doug Thompson stated reported on information he received from the State Storm Drain Coalition and that the Coalition will most likely be assessing fees for participating in their program.

- e. Jared Profaizer

- 1) Report on 4th of July – Council member Profaizer reported on the progress of the planning for the 4th of July. A question was asked about the barrel train

pulled by the 4-wheeler. Council member Profaizer stated it most likely will not be used. He stated there have been a lot of negative comments about the activities that will not be held this year, but stated if his insurance company said they would not cover his house burning down if he put a fire pit in his living room he wouldn't put a fire pit in his room. A brief discussion was held and Council member Profaizer stated they planning is going well and could still use volunteers.

Mayor Pro-tem Fredde then presented the resume of Jay Whimpey and proposed he be hired as a part-time operator for Willard City. He explained there was an advertisement for a part-time relief operator and only one application was received by Perry City. It was from Jay Whimpey and Perry City has a nepotism clause in their policies and procedures that does not allow relatives working together in the same department. He stated he and Council member Beebe would like to move forward and hire him as a Willard City employee. Council member Fredde stated it would be \$100 per month for on call and \$25 per hour he is called in for emergencies. He stated they feel it would help with the vacation time accrued by the lead operator Jeff Hollingsworth.

A question was asked about what the job description would be and if he would have to be on sight for the entire time the vacation was being taken or called in if there was an emergency. Steve Pettingill Chairperson of the Wastewater Treatment Facility Board stated they have received a response on the discharge permit for the plant and they have been requested to write a variance. He stated he does not feel qualified to do that, but Jay has the expertise to write it. Steve stated he does not feel they have anyone on staff that could write it. He stated they have worked with the North Davis Group, who could have helped with the permit and responses. They were extended an invitation to join. They submitted the \$5,000 entry fee and due to the turmoil they group returned the check. A discussion was held and Mayor Pro-tem Fredde presented a portion of the Plan of Operations that explained a person would be hired to help cover at the plant. City Attorney Kevin McGaha stated he would like to see a closed session scheduled to discuss the issue more in depth.

6. Mayor's General Correspondence and Information

City Planner Bryce Wheelwright stated he forgot to report there is a Public Hearing scheduled on the Kunzler property and the training session they held during the previous meeting on the Annexation Policy Plan.

7. Adjourn: A motion was made by Council member Braegger to adjourn, seconded by Council member Profaizer, motion carried. The meeting adjourned at 7:38 p.m.

Minutes were read individually and approved on June 23, 2016.